

1998 DEEP CREEK DISTRIBUTION MEETING

The 1998 Annual Deep Creek Distribution Meeting was held at Dave Murray's Shop in Lapoint on Thursday, January 29, 1998, and was conducted by Lee Sim of the Division of Water Rights.

Those attending the meeting were as follows:

<u>NAME</u>	<u>REPRESENTING</u>
Lee Sim	Division of Water Rights - SLO
John Larsen	Division of Water Rights - SLO
Bob Leake	Division of Water Rights
Ralph Johnson	Division of Water Rights
Charman Justice	Deep Creek Water Commissioner
Robert Justice	Deep Creek
John Justice	Deep Creek
Wayne Justice	Deep Creek
Raymond Murray	Deep Creek
Martin Huber	Deep Creek
Paul Luchies	Deep Creek
Aaron Simmons	Mosby Irrigation
Dave Murray	Mosby Irrigation

The meeting was called to order at 11:15 a.m. by Lee Sim. Minutes of the 1997 Deep Creek Distribution Meeting were read by Bob Leake. A motion to accept the minutes as read was made by Raymond Murray and seconded by Charman Justice. Motion carried.

The next item of business was to review the 1997 Financial Report. Lee Sim pointed out that the balance of the Distribution Trust Funds at the beginning of the year was \$4,807.45. The receipts for the year totaled \$6,278.07 and the expenditures \$6,300.80. This left a balance of \$4,784.72, which was very nearly the same as that at the beginning of the year. Lee pointed out that there also existed, two delinquent accounts in the name of Martin Huber that totaled \$429.89. Martin Huber submitted a check for that amount during the meeting which cleared up the delinquent accounts. A short discussion followed on how the expense for Charman's trips to Blanchett Park were to be covered. It was concluded that the trip expenses would be covered out of the budget surplus. A motion was made by Aaron Simmons to approve the report as presented. The motion was seconded by Raymond Murray and motion carried.

The 1997 commissioner's report was given by Charman Justice. Charman pointed out that April and May were very wet and cold months, and that it was the last week of April before anyone called for water. She stated that problems existed in trying to read the Mill Canyon weir and that the ditch above the weir was badly in need of cleaning. She also stated that the Huber ditch washed out in early spring and that all the weirs had to be repaired and

cleaned. By May 8, Charman said that Deep Creek water had a strange yellow color, so she started some Mosby water to the stockholders. She was unable to tell how much water was Deep Creek or Mosby because the high snows prevented her from getting up on the mountain. By May 18th, Charman stated that she was finally able to travel only a little past Logger's Cabin, and by May 19th, the Mosby Canal break occurred and snow plows were needed on the roads in order to gain access to the problem area. Between May 21st and August 15th, Charman said that the canal and water flow were being checked carefully on a regular basis by Martin Huber, Robert Justice or herself, and that Robert worked with the Forest Service and equipment operators to enlarge and repair the canal between Blanchett Park and Julius Park. Charman stated that except for a few days the last of August, plenty of water was available for everyone, and that some 2 cfs to 15 cfs of water went on down the ditch. Charman felt that the heavy rains during that period of time accounted for the excessive runoff. She thanked all the stockholders for their assistance and cooperation on her behalf, and gave special thanks to Dave Murray, Martin Huber and Aaron Simmons for their help on the Mosby Canal problem.

Charman concluded her report by listing the type of water measuring devices used at various locations. They are as follows:

Blanchett Park (new weir)	4' cutthroat with direct reading
Julius Park	Parshall flume
Logger's Cabin	4' cutthroat weir
Lower Blanchett	Parshall flume
Mill Canyon	Parshall flume
Donny Hoe	4' cutthroat weir

A motion was made by Raymond Murray and seconded by John Justice that Charman's report be accepted. Motion passed.

Lee Sim stated that the next item of business was to elect a water commissioner for 1998. Aaron Simmons made a motion that Charman Justice be elected Water Commissioner for 1998. The motion was seconded by Robert Justice and motion carried by unanimous vote. A short discussion followed, concerning the existing problem with A.C. Wilkerson and the overflow of his pond. No conclusion or plan of action was determined. In conclusion, Charman stated that no salary increase was needed for the commissioner's job in 1998.

The next item of business was to determine the budget for 1998. After a short discussion of the budget for 1997, a motion was made by Charman Justice that the budget for 1998 be the same. Motion was seconded by Robert Justice and motion passed.

Lee Sim stated that the next item of business was to vote on the Board of Directors for 1998. The directors for 1997 were Raymond Murray, Wayne Justice and Martin Huber. Martin Huber made a motion that the same directors be retained for 1998. Motion seconded by Robert Justice and motion carried.

Lee Sim then described a proposed new change in Water Right Laws that is intended to provide more security for both the buyer and the seller in future transactions of land and water rights. Briefly stated, Lee said that the law controls how water is sold in relation to the land and how it must be reserved in writing if part of it is to be retained. Lee stated that the proposed new law is scheduled to take effect in May of 1998.

Lee than mentioned that a seminar for water commissioners would be held in Salt Lake City in two weeks and that Charman should attend if at all possible.

Lee said that there is a new policy, in that, the Commissioner's will be paid on a year-round basis as they must be covered by Workmen' Compensation. Also, the Commissioner's appointment now begins the date of the Annual Distribution Meeting, rather than the beginning of the irrigation season.

Meeting adjourned at 12 Noon.